

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
FIC, L.P.,

Plaintiff(s),

CASE NO. 07 CV 11633

-against-

BEAR STEARNS ASSET MANAGEMENT INC.,  
ET AL.,

**AFFIDAVIT OF SERVICE**

Defendant(s).  
-----X

STATE OF NEW YORK )

s.s. :

COUNTY OF NEW YORK )

JASON AGEE, being duly sworn, deposes and says that he is an employee of KEATING & WALKER ATTORNEY SERVICE, INC., is over the age of eighteen years and is not a party to the action.

That on the 8th day of January, 2008, at approximately 11:22 a.m., deponent served a true copy of the **SUMMONS IN A CIVIL ACTION; CLASS ACTION COMPLAINT; JUDGE'S RULES and ECF FILING INSTRUCTIONS** upon Bear Stearns Companies Inc. at 320 Park Avenue, New York, New York by personally delivering and leaving the same with Jose E. Jerez, Paralegal. who is authorized by appointment to accept service.

Jose E. Jerez is an olive-skinned Hispanic male, approximately 28 years of age, is approximately 6 feet and 3 inches tall, weighs approximately 250 pounds, with short black hair.

Sworn to before me this  
9th day of January, 2008

  
\_\_\_\_\_  
JASON AGEE #1196790

  
MICHAEL A. KEATING  
NOTARY PUBLIC, STATE OF NEW YORK  
Reg. No. 01-KE-4851559  
Qualified in New York County  
Commission expires February 3, 2010

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

FIC, L.P.

SUMMONS IN A CIVIL ACTION

V.

BEAR STEARNS ASSET MANAGEMENT INC.,  
ET AL.

CASE NUMBER:

TO: (Name and address of Defendant)

Bear Stearns Companies Inc.  
383 Madison Avenue  
New York, NY 10179

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Jay W. Eisenhofer  
Sidney S. Liebesman  
GRANT & EISENHOFER P.A.  
485 Lexington Avenue, 29th Floor  
New York, NY 10017  
Tel: (646) 722-8500

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

CLERK

DATE

DEC 28 2007

(By) DEPUTY CLERK